MINUTES

OF THE

NORTH CAROLINA ALARM SYSTEMS LICENSING BOARD

DATE: March 22, 2012

TIME: 9:00 a.m.

PLACE: Holiday Inn

Raleigh, North Carolina

SUBMITTED BY: Anthony B. Bonapart

Deputy Director

MEMBERS PRESENT: MEMBERS ABSENT:

Johnny Phillips June Ray Brad Smith Jack Ingle

Mack Donaldson James Taylor Larry McClellan

STAFF PRESENT:

Deputy Director Anthony Bonapart Board Secretary Nan Williams
Attorney Jeff Gray Training Officer Judy Pittman

Field Services Supervisor Phillip Stephenson

VISITORS:

Saverie J. Gala Timothy L. Allen Ed Pait Tony Ballew

Duncan Hubbard Bill Funk Francisco Collazo Brad Smith

Ralph Gregory James Ussery Jerome M. Anderson Walter Stanley

Terry Steinhauer
Daryl Keilm
Daniel McCloud
Mike Ripellino
Robert Shamm
James S. Grady
Gregory Beiens
Lonn Wylie
Robert T. Greene
Heath Kinney
Joel Herndon

Lonnie J. Manley Julia W. Lee Lance Chavez Richard Smith Nate Canada Steven Tichenor John Sorrell John McDonald Ryan Barklow Robert C. Ruta

The March 22, 2012 meeting of the North Carolina Alarm Systems Licensing Board was called to order at 9:00 a.m. by Chairman Johnny Phillips.

In accordance with the State Ethics Law, Attorney Jeff Gray read the following information. "It is the duty of every Board member to avoid both conflicts of interest and appearances of conflict. If any member has any known conflict of interest or appearance of conflict with respect to any matter coming to this Board today, please identify the conflict or appearance of conflict and refrain from any deliberation and vote in that particular matter."

Mr. Phillips welcomed all guests.

MR. SMITH MADE A MOTION TO APPROVE THE MINUTES FROM THE JANUARY 19, 2012 BOARD MEETING AND THE FEBRUARY 6, 2012 SPECIAL MEETING. SECONDED BY MR. TAYLOR. MOTION CARRIED.

Mr. Smith gave the Screening Committee report.

MR. TAYLOR MADE A MOTION TO APPROVE THE SCREENING COMMITTEE REPORT. SECONDED BY MR. DONALDSON. MOTION CARRIED. IT WAS NOTED THAT MR. MCCLELLAN RECUSED HIMSELF FROM VOTING ON NUMBER ONE ON THE SCREENING COMMITTEE REPORT.

Mr. Bonapart gave the registration report.

MR. SMITH MADE A MOTION TO APPROVE THE REGISTRATION REPORT AS PRESENTED. SECONDED BY MR. DONALDSON. MOTION CARRIED.

Mr. Smith recused himself from discussion in regard to an alarm system display that he is requesting to be set up in the pay centers of Time Warner Cable. Attorney Julia Lee, representing Time Warner Cable, explained how the display would work and that the temporary display would not have a representative demonstrating the equipment. The Board stated that if it is a stand-alone temporary display with no representative, then Time Warner would not need a branch office license.

A Policy Statement on Branch Office Requirement, to the public drafted by Attorney Julia Lee and Attorney Jeff Gray was presented to the Board.

The policy stated that a location which advertises an alarm system through the non-permanent display of available equipment and informational literature, but does not enter into contracts for the purchase of the alarm system at the location, is not required to be registered as a branch office under North Carolina General Statute Section 74D-7(d). However, if the location is staffed by a person to answer questions, obtain information or demonstrate the equipment, that person is required to be registered with the Board.

MR. MCCLELLAN MADE A MOTION TO ADOPT THIS AS BOARD'S POLICY AS PRESENTED. SECONDED BY MR. TAYLOR. MOTION CARRIED. IT WAS NOTED THAT MR. SMITH RECUSED HIMSELF FROM VOTING IN THIS MATTER.

Mr. Smith reported that he and Mr. Donaldson met as the Grievance Committee on March 21, 2012 from 1:00 pm to 4:35 pm.

MR. DONALDSON MADE A MOTION TO APPROVE THE GRIEVANCE COMMITTEE REPORT AS PRESENTED. SECONDED BY MR. MCCLELLAN. MOTION CARRIED.

MR. SMITH MADE A MOTION TO LIFT THE CEASE AND DESIST ORDER AGAINST DEFENDER SECURITY COMPANY. THE ELECTRICAL LICENSE HAD BEEN SUBMITTED. SECONDED BY MR. DONALDSON. MOTION CARRIED.

Mr. Gray removed himself as counsel to the Board and presented the following agency decision.

MELVIN EUGENE HONEYCUTT, JR. - 11 DOJ 08758. This case was heard by Administrative Law Judge Don Overby on December 13, 2011. The issue before the judge was whether this case should be dismissed because of Mr. Honeycutt's failure to prosecute this contested case.

MR. SMITH MADE A MOTION TO ACCEPT THE FINAL DECISION TO DISMISS THIS CASE FOR MR. HONEYCUTT'S FAILURE TO PROSECUTE THIS CONTESTED CASE. SECONDED BY MR. DONALDSON. MOTION CARRIED.

BREAK: 9:40 am RECONVENED: 9:50 am

SPECIAL REPORTS AND PRESENTATIONS

- 1. Alarm Level I (Online) The committee recommends approval for 6 CEU's for this course.
- 2. Integrated Solutions for Lite Commercial & Residential The committee recommends approval for 2 CEU's for this course.

- 3. Closed Circuit Television Analog and Digital Technology The committee recommends approval for renewal for 4 CEU's for this course.
- 4. Mastering Project Management for Electrical, Alarm and Low Voltage Contractors The committee recommends approval for 6 CEU's for this course.
- 5. Understanding Digital Technology The committee recommends denial of this course because the course content is beyond the scope of ASLB regulated activity.
- 6. Understanding Access Control The committee recommends approval for renewal for 4 CEU's for this course.
- 7. False Alarm Reduction The committee recommends approval for renewal for 2 CEU's for this course.
- 8. DSC Impassa (9057) Advanced Programming The committee recommends approval for 4 CEU's for this course.
- 9. The Business of the Burglar Alarm Business (Short Course) The committee recommends approval for 2 CEU's for this course.
- 10. The Business of the Burglar Alarm Business (Long Course) The committee recommends approval for 3 CEU's for this course.
- 11. Biometrics as it relates to the Security Industry (Short Course) The committee recommends approval for 2 CEU's for this course.
- 12. Biometrics as it relates to the Security Industry (Long Course) The committee recommends approval for 3 CEU's for this course.
- 13. The Future of Central Station Alarm Technology (Long Course) The committee recommends approval for 3 CEU's for this course.
- 14. The Future of Central Station Alarm Technology (Short Course) The committee recommends approval for 2 CEU's for this course.
- 15. Selling Security (Long Course) The committee recommends approval for renewal for 3 CEU's for this course.
- 16. Troubleshooting Techniques for Alarm Systems The committee recommends approval for renewal for 3 CEU's for this course.
- 17. False Alarm Reduction thru Video Verification (Long Course) The committee recommends approval for renewal for 3 CEU's for this course.

MR. DONALDSON MADE A MOTION TO ACCEPT COURSES TWO THROUGH 17. NUMBER FIVE IS DENIED. SECONDED BY MR. MCCLELLAN. MOTION CARRIED.

Mr. Smith stated in regard to the first course from Elite CEU Alarm Level One Online Course, that the North Carolina Electronic Security Association already has an approved course Alarm Technician Level I that is only taught in North Carolina. He feels that the course should be accepted in other states as well. The course meets all of the guidelines of the Board.

MR. DONALDSON MADE A MOTION TO ACCEPT THE ELITE CEU LEVEL ONE ONLINE COURSE OUTSIDE THE STATE OF NORTH CAROLINA. SECONDED BY MR. MCCLELLAN. MOTION CARRIED.

MR. DONALDSON MADE A MOTION TO ACCEPT THE OUT OF STATE COURSE TAUGHT ONLINE BY ELITE CEU. SECONDED BY MR. MCCLELLAN. IT IS NOTED THAT MR. TAYLOR OPPOSED THIS MOTION. MOTION CARRIED.

UNFINISHED BUSINESS None.

OLD BUSINESS None.

NEW BUSINESS

Mr. Taylor stated that currently a registration is submitted within 30 days from the date of hire. He thinks changing the time frame from 30 days from the date of hire to 10 days from the date of hire would speed up the process.

The staff will look into this and discuss at the next meeting.

MR. SMITH MADE A MOTION TO APPROVE THE EXTENSION OF THE EXPIRATION DATE OF THE THIRD PARTY AGREEMENT WITH CRC.COM AND SELECT MEMBERS TO BE ON THE 2013 THIRD PARTY CHECK RFP COMMITTEE. SECONDED BY MR. MCCLELLAN. MOTION CARRIED.

It was agreed that Mr. Smith and Mr. Donaldson will serve on the 2013 Third Party Check RFP committee when the contract ends on July 13, 2013.

The Board discussed the current ASLB Resolution on Telemarketers. It was agreed that the resolution will stand as it is with no changes.

Mr. Gray presented the Board with the proposed administrative rules amendments to 12 NCAC 11 .0201, .0204, .0301, and .0306. All were approved by the NC Rules Review Commission on January 19, 2012 and were effective February 1, 2012.

Due to the agreement for the provision of out-of-state criminal history record checks for applicants, and the Board's recent move and change of address, it is necessary to again amend the Board's administrative rules. The drafts of the proposed rules were presented to the Board for approval.

MR. PHILLIPS MADE A MOTION TO HAVE THE ATTORNEY DRAFT AND NOTICE THE CHANGES TO THE RULES AS PRESENTED. SECONDED BY MR. SMITH. MOTION CARRIED.

Mr. Gray suggested changes be made to the current By-Laws. After discussion, the Board asked Mr. Gray to make the appropriate changes to the By-Laws as he deemed necessary.

DIRECTOR'S REPORT

Mr. Bonapart presented the written report and advised as of February 29, 2012, the Alarm Board balance was \$196,155.28. The Education Fund balance was \$47,740.22. As of March 20, 2012, the Board has 929 licensees and 6289 registrants.

ATTORNEY'S REPORT

Mr. Gray reported on the following consent agreements:

- 1. Anthony Wayne King Consent Agreement of \$163.20 has been executed and paid in full.
- 2. Daniel Nelson Comfort/Ingersoll Rand Securities Consent Agreement of \$11,546.40 has been executed and paid in full.
- 3. Kim Allen Sellars/Advantage Security Corporation Consent Agreement of \$1,652.40 has been executed and paid in full.
- 4. Clay Poindexter/Versa Technologies, Inc. Consent Agreement of \$2,856.00 was contingent on Mr. Poindexter's application; to date, he has not applied.

Mr. Gray stated that the rule amendments have already been discussed earlier.

MR. DONALDSON MADE A MOTION TO ACCEPT THE ATTORNEY'S REPORT AS PRESENTED. SECONDED BY MR. SMITH. MOTION CARRIED.

GOOD OF THE ORDER

MR. PHILLIPS MADE A MOTION TO ADJOURN. SECONDED BY MR. DONALDSON. MOTION CARRIED.

Meeting Adjourned: 11:15 a.m.		
	Anthony B. Bonapart Deputy Director	
	Nan Williams Reporter	